

Message Text

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ACTION SS-25

INFO OCT-01 ISO-00 SSO-00 NSCE-00 DODE-00 CIAE-00
INRE-00 ACDE-00 DOEE-00 /026 W
-----115759 162041Z /70
O 161911Z MAY 78
FM USMISSION GENEVA
TO SECSTATE WASHDC IMMEDIATE 9706
INFO AMEMBASSY LONDON PRIORITY
AMEMBASSY MOSCOW PRIORITY

S E C R E T SECTION 01 OF 02 GENEVA 07524

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PASS TO DOE

E.O. 11652: XGDS-3
TAGS: PARM US UK UR
SUBJECT: CTB NEGOTIATIONS: SOVIET ILLUSTRATIVE TEXT ON
PROCEDURES FOR OSI REQUESTS

CTB MESSAGE NO. 204

FOLLOWING IS SOVIET ILLUSTRATIVE LANGUAGE ON PROCEDURES
FOR OSI REQUESTS FOR (1) SEPARATE AGREEMENT AND (2) MULTI-
LATERAL AGREEMENT DISTRIBUTED AT MAY 15 POLITICAL WORKING
GROUP MEETING.

1. LANGUAGE OF THE SEPARATE AGREEMENT PERTAINING TO
REQUESTS FOR ON-SITE INSPECTION (ILLUSTRATIVE TEXT)
BEGIN TEXT:

AFTER THE UK SUBMITS CONSIDERATIONS FOR THE FORM OF ITS
ASSOCIATION WITH THE AGREEMENT AND THE SPECIFIC FORM OF
SUCH AN ASSOCIATION IS AGREED UPON, THE SUGGESTED
LANGUAGE CAN BE APPROPRIATELY MODIFIED.

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ARTICLE II

1. AT THE REQUEST OF EITHER OF THE PARTIES, THEY SHALL
CONSULT PROMPTLY REGARDING AN EVENT THAT MAY HAVE BEEN
A NUCLEAR EXPLOSION IN VIOLATION OF (RELEVANT PROVISIONS)
OF THE TREATY AND THE PROTOCOL THERETO.

2. DURING SUCH CONSULTATIONS, AN ON-SITE INSPECTION MAY BE REQUESTED FOR THE PURPOSE OF ASCERTAINING WHETHER OR NOT THE EVENT WAS A NUCLEAR EXPLOSION. THE REQUESTING PARTY SHALL STATE THE REASONS FOR ITS REQUEST INCLUDING RELEVANT SEISMIC AND OTHER PHYSICAL EVIDENCE THAT COULD HAVE BEEN ASSOCIATED WITH A POSSIBLE NUCLEAR EXPLOSION, THE TIME AND PLACE WHERE, ACCORDING TO ITS EVIDENCE, THE SAID EVENT TOOK PLACE.

3. AFTER A REQUEST FOR ON-SITE INSPECTION HAS BEEN MADE, THE PARTIES SHALL CONSULT FURTHER IN CONNECTION WITH THE REQUEST, AT WHICH TIME THEY MAY EXCHANGE ADDITIONAL INFORMATION.

4. THE PARTY RECEIVING A REQUEST SHALL WITHIN SIXTY DAYS STATE WHETHER OR NOT IT WOULD BE PREPARED TO AGREE TO AN INSPECTION ON ITS TERRITORY. THE PARTIES MAY, BY MUTUAL AGREEMENT, EXTEND THIS PERIOD.

5. IF A PARTY RECEIVING A REQUEST AGREES TO AN INSPECTION ON ITS TERRITORY, THE PARTIES SHALL REACH AGREEMENT ON ITS CONDUCT, INCLUDING THE INSPECTION AREA, WITH THE UNDERSTANDING THAT THE PARTY ON WHOSE TERRITORY THE INSPECTION WILL TAKE PLACE HAS THE RIGHT TO SPECIFY ANY SITES FOR EXCLUSION FROM THE INSPECTION AREA; ON SPECIFIC RIGHTS AND

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FUNCTIONS OF THE REQUESTING PARTY'S DESIGNATED PERSONNEL IN ACCORDANCE WITH ARTICLE III OF THIS AGREEMENT; AND ALSO ON THE DATE THAT DESIGNATED PERSONNEL WILL ARRIVE AT A SPECIFIED PORT OF ENTRY.

6. IF A PARTY RECEIVING A REQUEST DECIDES NOT TO AGREE TO PROCEED WITH AN ON-SITE INSPECTION, IT SHALL STATE THE REASONS FOR THIS DECISION. IF THE REQUESTING PARTY CONTINUES TO BELIEVE THAT AN ON-SITE INSPECTION IS WARRANTED, IT MAY REQUEST THE OTHER PARTY TO PROVIDE ADDITIONAL INFORMATION REGARDING ITS DECISION OR TO RECONSIDER THE REQUEST IN THE LIGHT OF ADDITIONAL RELEVANT INFORMATION THAT EITHER PARTY HAS PROVIDED. IF, AFTER THIS, THE REQUESTING PARTY STILL BELIEVES THAT THE OTHER PARTY HAS NOT PROVIDED SUFFICIENT REASONS FOR ITS DECISION, IT MAY BRING THE MATTER TO THE SECURITY COUNCIL OF THE UNITED NATIONS.

END TEXT.

2. LANGUAGE FOR MULTILATERAL TREATY (ARTICLE II, PARA. 5).
BEGIN TEXT:

5. IF A STATE PARTY TO THIS TREATY HAS DOUBTS REGARDING

AN EVENT ON THE TERRITORY OF ANOTHER STATE PARTY THAT MAY HAVE BEEN A NUCLEAR EXPLOSION IN VIOLATION OF (RELEVANT PROVISIONS) OF THE TREATY AND THE PROTOCOL THERETO, IT MAY SUBMIT TO THIS STATE PARTY A REQUEST FOR AN ON-SITE INSPECTION FOR THE PURPOSE OF ASCERTAINING WHETHER OR NOT THE EVENT WAS A NUCLEAR EXPLOSION. THE REQUESTING STATE PARTY SHALL STATE THE REASONS FOR ITS REQUEST, INCLUDING RELEVANT SEISMIC AND OTHER PHYSICAL EVIDENCE THAT COULD HAVE BEEN ASSOCIATED WITH A POSSIBLE

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O 161911Z MAY 78
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TO SECSTATE WASHDC IMMEDIATE 9707
INFO AMEMBASSY LONDON PRIORITY
AMEMBASSY MOSCOW PRIORITY

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NUCLEAR EXPLOSION. THE STATE PARTY RECEIVING A REQUEST SHALL STATE WHETHER OR NOT IT WOULD BE PREPARED TO AGREE TO AN INSPECTION ON ITS TERRITORY. IN DOING SO, IT BELIEVES IT IMPORTANT TO ENSURE CONFIDENCE AMONG STATES PARTY THAT TREATY OBLIGATIONS ARE BEING FULFILLED. IF A STATE PARTY RECEIVING A REQUEST AGREES TO AN INSPECTION ON ITS TERRITORY, INSPECTION PROCEDURES SHALL BE ESTABLISHED IN EACH CASE BY AGREEMENT BETWEEN THE REQUESTING STATE PARTY AND THE STATE PARTY ON WHOSE TERRITORY THE INSPECTION WILL TAKE PLACE. END TEXT. WARNKE

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